

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

NANCY WANJIRU KINUTHIA, #283457,

Plaintiff,

v.

DREKA DUNBY, et al.,

Defendants.

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CIVIL ACTION NO. 2:18-CV-939-WHA

**ORDER**

On November 6, 2018, the Magistrate Judge entered a Recommendation (Doc. #6) to which no objections have been filed. Upon an independent review of the file and upon consideration of the Recommendation, it is ORDERED that:

1. The Recommendation of the Magistrate Judge is ADOPTED.
2. The plaintiff's claims brought under 42 U.S.C. § 1983 against three fellow inmates are dismissed with prejudice in accordance with the provisions of 28 U.S.C. § 1915(e)(2)(B)(ii).
3. The plaintiff's potential supplemental state tort claim of harassment is dismissed without prejudice to any right the plaintiff may have to proceed on this claim before the state courts.
4. This case is summarily dismissed.
5. No costs are taxed.

A separate Final Judgment will be entered.

DONE this 26<sup>th</sup> day of November, 2018.

/s/ W. Harold Albritton  
SENIOR UNITED STATES DISTRICT JUDGE